

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

IN RE: CIRCUIT CITY STORES, INC., et al.

Debtors.

)  
 ) Case No. 08-35653-KRH  
 ) Jointly Administered  
 ) Chapter 11 Proceedings

**BURBANK MALL ASSOCIATES, LLC**  
**NOTICE OF MOTION AND HEARING**

Burbank Mall Associates, LLC (“Burbank”), by its counsel, has filed papers with the Court requesting the Court to enter an Order Compelling Payment of Post-Petition Rent Pursuant to 11 U.S.C. § 365(d)(3).

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one). Under Local Bankruptcy Rule 4001-(a)-1, the Court may deem opposition waived, treat the Motion as conceded, and issue an Order granting the requested relief without further notice or hearing unless you take the following steps:**

File with the Court, at the address shown below, a written objection.  
If you mail your response to the Court for filing, you must mail it early  
Enough so the Court will **receive** it on or before December 3, 2008 at 4:00 p.m.

William C. Redden, Clerk  
United States Bankruptcy Court  
701 E. Broad Street  
Room 4000  
Richmond, Virginia 23219

☒ Mail a copy of your response and supporting memorandum to:

Paul S. Bliley, Jr., Esquire  
Williams Mullen  
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Paul S. Bliley, Jr., VSB # 13973  
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Your or your attorney also must:

- ☒ Attend a hearing on the Motion scheduled to be held on December 5, 2008 at 10:00 a.m. at the United States Bankruptcy Court, United States Courthouse, 701 East Broad Street, Room 4000, Richmond, Virginia 23219

If you or your attorney do not take these steps, including the filing and serving of a written response and supporting memorandum within the time period and in the manner set forth above pursuant to Local Bankruptcy Rule 9013-1, the court may deem any opposition waived, treat the Motion as conceded, decide that you do not oppose the Motion and issue an order granting the relief requested without further notice or hearing.

Dated: November 21, 2008

BURBANK MALL ASSOCIATES, LLC

By /s/ Paul S. Bliley, Jr.  
Of Counsel

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 21st day of November, 2008, a copy of the **Notice of Motion and Hearing** and the **Motion of Burbank Mall Associates, LLC for entry of an Order Compelling Payment of Post-Petition Rent Pursuant to 11 U.S.C. § 365(d)(3)** were via the Electronic Case Filing (ECF) system, as appropriate, and by First Class Mail (postage prepaid) on the following attached Service List:

/s/ Paul S. Bliley, Jr.  
Paul S. Bliley, Jr.

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